

“special competence or interest in”. The substitution was made to reflect the probable intent of Congress, in the absence of closing quotations designating the provisions to be inserted.

Pub. L. 104-208, §101(e) [title VII, §703(b)(1)(D)], which directed that “term,” be substituted for “term and at least” and all that follows in last sentence of subsec. (a), could not be executed because the phrase “term and at least” did not appear in subsec. (a).

Subsec. (b). Pub. L. 104-208, §101(e) [title VII, §703(b)(2)], substituted “the daily equivalent of the maximum rate authorized for a position above grade GS-15 of the General Schedule under section 5108 of title 5, for each day (including traveltime) during which the members are engaged in the business of the Commission. While” for “the rate specified at the time of such service for grade GS-18 in section 5332 of title 5, including traveltime, and while”.

1991—Subsec. (a). Pub. L. 102-95 inserted after third sentence “A majority of members of the Commission shall constitute a quorum for conduct of business at official meetings of the Commission.” and substituted “(1) the term of office of any member of the Commission shall continue until the earlier of (A) the date on which the member’s successor has been appointed by the President; or (B) July 19 of the year succeeding the year in which the member’s appointed term of office shall expire,” for “(1) the terms of office of the members first appointed shall commence on July 20, 1970, and shall expire two at the end of one year, three at the end of two years, three at the end of three years, three at the end of four years, and three at the end of five years, as designated by the President at the time of appointment” in fourth sentence.

1973—Subsec. (a). Pub. L. 93-29 required that one of the appointees be knowledgeable with respect to the library and information service and science needs of the elderly.

§ 1506. Authorization of appropriations

There are authorized to be appropriated \$911,000 for fiscal year 1992 and such sums as may be necessary for each succeeding fiscal year thereafter to carry out the provisions of this chapter.

(Pub. L. 91-345, §7, July 20, 1970, 84 Stat. 442; Pub. L. 102-95, §6, Aug. 14, 1991, 105 Stat. 479.)

AMENDMENTS

1991—Pub. L. 102-95 amended section generally. Prior to amendment, section read as follows: “There are hereby authorized to be appropriated \$500,000 for the fiscal year ending June 30, 1970, and \$750,000 for the fiscal year ending June 30, 1971, and for each succeeding year, for the purpose of carrying out the provisions of this chapter.”

CHAPTER 35—ENVIRONMENTAL EDUCATION

CODIFICATION

The Environmental Education Act, which comprised this chapter, contained appropriation authorizations for fiscal years 1971 to 1977. The Act was superseded by part H of title III of Pub. L. 89-10, as added by Pub. L. 95-561, title III, §301(a), Nov. 1, 1978, 92 Stat. 2217, known as the Environmental Education Act of 1978, which was classified to section 3011 et seq. of this title, prior to repeal by Pub. L. 97-35, §587(a)(1).

§§ 1531 to 1536. Omitted

CODIFICATION

Section 1531, Pub. L. 91-516, §2, Oct. 30, 1970, 84 Stat. 1312; Pub. L. 93-278, §4, May 10, 1974, 88 Stat. 121, set forth Congressional declaration of findings and purpose of Environmental Education Act.

Section 1532, Pub. L. 91-516, §3, Oct. 30, 1970, 84 Stat. 1312; Pub. L. 93-278, §§2, 5, 6, May 10, 1974, 88 Stat. 121;

Pub. L. 94-273, §3(15), Apr. 21, 1976, 90 Stat. 376, established an office of environmental education, authorized grants and contracts, and established an Advisory Council on Environmental Education.

Section 1533, Pub. L. 91-516, §4, Oct. 30, 1970, 84 Stat. 1315, related to technical assistance to eligible agencies and organizations.

Section 1534, Pub. L. 91-516, §5, Oct. 30, 1970, 84 Stat. 1315, authorized grants to nonprofit organizations.

Section 1535, Pub. L. 91-516, §6, Oct. 30, 1970, 84 Stat. 1315, related to administration of the Act.

Section 1536, Pub. L. 91-516, §7, Oct. 30, 1970, 84 Stat. 1315; Pub. L. 93-278, §3, May 10, 1974, 88 Stat. 121, authorized appropriations to carry out the purposes of the Act.

CHAPTER 36—EMERGENCY SCHOOL AID

§§ 1601 to 1619. Repealed. Pub. L. 95-561, title VI, §601(b)(2), Nov. 1, 1978, 92 Stat. 2268

Section 1601, Pub. L. 92-318, title VII, §702, June 23, 1972, 86 Stat. 354, related to Congressional findings and purpose with respect to this chapter.

Section 1602, Pub. L. 92-318, title VII, §703, June 23, 1972, 86 Stat. 354, related to policy of the United States with respect to application of certain provisions of Federal laws.

Section 1603, Pub. L. 92-318, title VII, §704, June 23, 1972, 86 Stat. 355; Pub. L. 93-380, title VI, §§641(a), 642(a), Aug. 21, 1974, 88 Stat. 587; Pub. L. 94-482, title III, §321(a)-(c)(1), Oct. 12, 1976, 90 Stat. 2216; Pub. L. 95-561, title VI, §601(b)(1), Nov. 1, 1978, 92 Stat. 2268, authorized appropriations for purpose of carrying out this chapter.

Section 1604, Pub. L. 92-318, title VII, §705, June 23, 1972, 86 Stat. 355, related to apportionment to States of sums appropriated pursuant to section 1603(a) of this title for grants and contracts.

Section 1605, Pub. L. 92-318, title VII, §706, June 23, 1972, 86 Stat. 356; Pub. L. 93-380, title VI, §643(a), (b), Aug. 21, 1974, 88 Stat. 587; S. Res. 4, Feb. 4, 1977, related to eligibility for assistance.

Section 1606, Pub. L. 92-318, title VII, §707, June 23, 1972, 86 Stat. 359; Pub. L. 94-482, title III, §321(c)(2), Oct. 12, 1976, 90 Stat. 2217, related to authorized activities with respect to financial assistance.

Section 1607, Pub. L. 92-318, title VII, §708, June 23, 1972, 86 Stat. 360; Pub. L. 93-380, title VI, §§644, 645, Aug. 21, 1974, 88 Stat. 588; Pub. L. 94-482, title V, §501(a)(12), Oct. 12, 1976, 90 Stat. 2235, related to special programs and projects with respect to financial assistance.

Section 1608, Pub. L. 92-318, title VII, §709, June 23, 1972, 86 Stat. 361; Pub. L. 93-380, title II, §222, title VI, §642(b), Aug. 21, 1974, 88 Stat. 519, 587; Pub. L. 94-482, title V, §501(i), Oct. 12, 1976, 90 Stat. 2237, related to availability of sums for metropolitan area projects.

Section 1609, Pub. L. 92-318, title VII, §710, June 23, 1972, 86 Stat. 362; Pub. L. 93-380, title VI, §643(c), Aug. 21, 1974, 88 Stat. 587; Pub. L. 94-482, title III, §323(a)(5), Oct. 12, 1976, 90 Stat. 2218, related to applications for assistance.

Section 1610, Pub. L. 92-318, title VII, §711, June 23, 1972, 86 Stat. 366, related to availability of funds for educational television.

Section 1611, Pub. L. 92-318, title VII, §712, June 23, 1972, 86 Stat. 366, related to payment of assistance to applicant.

Section 1612, Pub. L. 92-318, title VII, §713, June 23, 1972, 86 Stat. 367, related to evaluation of programs and projects assisted under this chapter.

Section 1613, Pub. L. 92-318, title VII, §714, June 23, 1972, 86 Stat. 368; S. Res. 4, Feb. 4, 1977, related to reports to President and Congressional committees.

Section 1614, Pub. L. 92-318, title VII, §715, June 23, 1972, 86 Stat. 368, related to administration of joint funding with respect to programs and projects under this chapter.

Section 1615, Pub. L. 92-318, title VII, §716, June 23, 1972, 86 Stat. 368; Pub. L. 93-380, title VIII, §845(e), Aug. 21, 1974, 88 Stat. 612; Pub. L. 94-43, §3, June 28, 1975, 89

Stat. 233; Pub. L. 94-482, title III, §321(d), Oct. 12, 1976, 90 Stat. 2217, related to establishment of National Advisory Council on Equality of Educational Opportunity.

Section 1616, Pub. L. 92-318, title VII, §717(a), June 23, 1972, 86 Stat. 369, related to applicability of General Education Provisions Act to this chapter.

Section 1617, Pub. L. 92-318, title VII, §718, June 23, 1972, 86 Stat. 369, related to allowance of reasonable attorney's fees respecting a final order by a court against an educational agency, a State, etc., for failure to comply with provisions of this chapter, discrimination on basis of race, etc.

Section 1618, Pub. L. 92-318, title VII, §719, June 23, 1972, 86 Stat. 369, related to effect of this chapter on method of student assignment.

Section 1619, Pub. L. 92-318, title VII, §720, June 23, 1972, 86 Stat. 369; Pub. L. 93-380, title VI, §643(d), Aug. 21, 1974, 88 Stat. 587; Pub. L. 94-482, title III, §321(c)(3), Oct. 12, 1976, 90 Stat. 2217, defined terms used in this chapter.

EFFECTIVE DATE OF REPEAL

Section 601(b)(2) of Pub. L. 95-561 provided that the repeal is effective Sept. 30, 1979.

CHAPTER 37—ASSIGNMENT OR TRANSPORTATION OF STUDENTS

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| Sec. | |
| 1651. | Prohibition against assignment or transportation of students to overcome racial imbalance. |
| 1652. | Prohibition against busing. <ul style="list-style-type: none"> (a) Use of appropriated funds for busing. (b) Rules, regulations, orders, etc., for busing. (c) "Applicable program" defined. |
| 1653. | Omitted. |
| 1654. | Intervention authorization in implementation of court orders. |
| 1655. | Uniform rules of evidence of racial discrimination. |
| 1656. | Prohibition against official or court orders to achieve racial balance or insure compliance with constitutional standards applicable to entire United States. |

§ 1651. Prohibition against assignment or transportation of students to overcome racial imbalance

No provision of this Act shall be construed to require the assignment or transportation of students or teachers in order to overcome racial imbalance.

(Pub. L. 92-318, title VIII, §801, June 23, 1972, 86 Stat. 371.)

REFERENCES IN TEXT

This Act, referred to in text, is Pub. L. 92-318, June 23, 1972, 86 Stat. 235, as amended, known as the Education Amendments of 1972. For complete classification of this Act to the Code, see Short Title note set out under section 1001 of this title and Tables.

§ 1652. Prohibition against busing

(a) Use of appropriated funds for busing

No funds appropriated for the purpose of carrying out any applicable program may be used for the transportation of students or teachers (or for the purchase of equipment for such transportation) in order to overcome racial imbalance in any school or school system, or for the transportation of students or teachers (or for the purchase of equipment for such transportation) in order to carry out a plan of racial de-

segregation of any school or school system, except on the express written voluntary request of appropriate local school officials. No such funds shall be made available for transportation when the time or distance of travel is so great as to risk the health of the children or significantly impinge on the educational process of such children, or where the educational opportunities available at the school to which it is proposed that any such student be transported will be substantially inferior to those opportunities offered at the school to which such student would otherwise be assigned under a nondiscriminatory system of school assignments based on geographic zones established without discrimination on account of race, religion, color, or national origin.

(b) Rules, regulations, orders, etc., for busing

No officer, agent, or employee of the Department of Education, the Department of Justice, or any other Federal agency shall, by rule, regulation, order, guideline, or otherwise (1) urge, persuade, induce, or require any local education agency, or any private nonprofit agency, institution, or organization to use any funds derived from any State or local sources for any purpose, unless constitutionally required, for which Federal funds appropriated to carry out any applicable program may not be used, as provided in this section, or (2) condition the receipt of Federal funds under any Federal program upon any action by any State or local public officer or employee which would be prohibited by clause (1) on the part of a Federal officer or employee. No officer, agent, or employee of the Department of Education or any other Federal agency shall urge, persuade, induce, or require any local education agency to undertake transportation of any student where the time or distance of travel is so great as to risk the health of the child or significantly impinge on his or her educational process; or where the educational opportunities available at the school to which it is proposed that such student be transported will be substantially inferior to those offered at the school to which such student would otherwise be assigned under a nondiscriminatory system of school assignments based on geographic zones established without discrimination on account of race, religion, color, or national origin.

(c) "Applicable program" defined

An applicable program means a program to which the General Education Provisions Act [20 U.S.C. 1221 et seq.] applies.

(Pub. L. 92-318, title VIII, §802, June 23, 1972, 86 Stat. 371; Pub. L. 96-88, title III, §301, title V, §507, Oct. 17, 1979, 93 Stat. 677, 692.)

REFERENCES IN TEXT

The General Education Provisions Act, referred to in subsec. (c), is title IV of Pub. L. 90-247, Jan. 2, 1968, 81 Stat. 814, as amended, which is classified generally to chapter 31 (§1221 et seq.) of this title. For complete classification of this Act to the Code, see section 1221 of this title and Tables.

TRANSFER OF FUNCTIONS

"Department of Education" substituted for "Department of Health, Education, and Welfare (including the Office of Education)" in subsec. (b) pursuant to sections